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PLEASE REPLY TO:

March 10, 2007

Hon. Viktor V. Pohorelsky  
Magistrate Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

RE: *Marinis v. Novartis, et al.*  
1:06-CV-6162

Honorable Sir:

This office represents the plaintiff in the above-captioned matter. We are in receipt of the Court's Order scheduling an initial conference on March 15, 2007 at 10:00 a.m..

We are in receipt, too, of Defendant Novartis' Notice of Transfer dated February 27, 2007, annexed hereto, and now advise the Court that the Judicial Panel on Multi-District Litigation has transferred this action to the Middle District of Tennessee for consolidated pretrial proceedings.

Accordingly, we respectfully request that the initial conference be adjourned without a date. We will advise the Court when this action is transferred back to the Eastern District of New York.

We thank the Court for its attention to this request.

Respectfully submitted,

SULLIVAN PAPAIN BLOCK  
McGRATH & CANNAVO P.C.

By

Andrew J. Carboy (AC 2147)

cc: Gibbons P.C.  
Spriggs & Hollingsworth

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

DESSIE MARINIS,

Plaintiff,

v.

NOVARTIS PHARMACEUTICALS  
CORPORATION, AND NOVARTIS  
PHARMA STEIN A.G.,

Defendants.

Civil Action No.: 1:06-CV-6162

DEFENDANT NOVARTIS  
PHARMACEUTICALS  
CORPORATION'S NOTICE OF  
TRANSFER

**DEFENDANT NOVARTIS  
PHARMACEUTICALS CORPORATION'S NOTICE OF TRANSFER**

PLEASE TAKE NOTICE that the Judicial Panel on Multi-District Litigation ("JPML") has transferred this action to the Middle District of Tennessee for consolidated pretrial proceedings in the multi-district litigation captioned *In re: Aredia<sup>®</sup> and Zometa<sup>®</sup> Products Liability Litigation*, No. 3:06-MD-1760 (M.D. Tenn.) (the "MDL"). Pursuant to Rule 7.4 of the Rules of Procedure of the JPML, 199 F.R.D. 425, 435-36 (2001), the transfer of this action became effective on January 26, 2007 when the JPML filed the Twenty-First Conditional Transfer Order ("CTO") with the Clerk of the United States District Court for the Middle District of Tennessee. CTO-21 (Att. A).

Dated: February 27, 2007

Respectfully submitted,

s/ Ethan D. Stein

Ethan D. Stein (ES-7130)

Diane E. Lifton (DL-9673)

GIBBONS P.C.

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 27, 2007, the Defendant Novartis Pharmaceuticals Corporation's Notice of Transfer was filed with the Clerk of the Court and served in accordance with the Eastern District's Rules on Electronic Service upon the following parties and participants:

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*Attorney for Plaintiff*

s/ Ethan D. Stein

Ethan D. Stein

**FILED**

Case 1:06-cv-06162-JG-VVP

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Filed 02/27/2007

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U.S. DISTRICT COURT  
MIDDLE DISTRICT OF TENN.JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JAN 26 2007

DEC 29 2006

BY

DEPUTY CLERK

FILED  
CLERK'S OFFICE**A CERTIFIED TRUE COPY**

JAN 17 2007

ATTEST  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

DOCKET NO. 1760

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE AREDLIA AND ZOMETA PRODUCTS LIABILITY LITIGATION***Dessie Marinis v. Novartis Pharmaceuticals Corp., et al.*, E.D. New York,  
C.A. No. 1:06-6162MDTN Case #  
3:07-cv-0111**CONDITIONAL TRANSFER ORDER (CTO-21)**

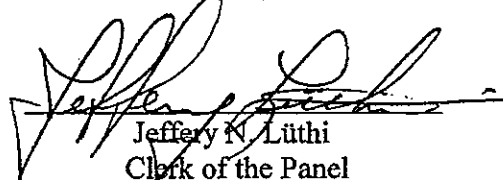
On April 18, 2006, the Panel transferred 27 civil actions to the United States District Court for the Middle District of Tennessee for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 429 F.Supp.2d 1371 (J.P.M.L. 2006). Since that time, 130 additional actions have been transferred to the Middle District of Tennessee. With the consent of that court, all such actions have been assigned to the Honorable Todd J. Campbell.

It appears that the action on this conditional transfer order involves questions of fact that are common to the actions previously transferred to the Middle District of Tennessee and assigned to Judge Campbell.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the Middle District of Tennessee for the reasons stated in the order of April 18, 2006, and, with the consent of that court, assigned to the Honorable Todd J. Campbell.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Middle District of Tennessee. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

  
 Jeffery N. Lüthi  
 Clerk of the Panel

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

JAN 17 2007

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION